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10 IN THE UNITED STATES DISTRICT COURT  
11 FOR THE NORTHERN DISTRICT OF CALIFORNIA  
12

13 **MARK E. HAMANN,**

14 Petitioner,

15 **v.**

16 **KEN CLARK, Warden,**

17 Respondent.  
18

C 07-06008 TEH (PR)

**DECLARATION OF COUNSEL IN  
SUPPORT OF APPLICATION FOR  
ENLARGEMENT OF TIME**

19 I, Catherine A. Rivlin, declare under penalty of perjury as follows:

20 I am the California Supervising Deputy Attorney General assigned to handle the above-  
21 encaptioned case. I have obtained the appellate file, made one successful request for additional  
22 state records, and am following up on a note I got back with those records. I was the responsible  
23 deputy on the direct appeal and thus have familiarity with the case, issues, and facts. However the  
24 press of earlier assigned and emergency reassignment cases has prevented my devoting substantial  
25 attention to this case to date. In the most recent 30 days, while I have been acquiring the record,  
26 I have completed respondent's briefs in *People v. Winters*, A116052, and *People v. Braga*,  
27 H031732, the respondent's supplemental brief in *People v. Gromer*, A115293, and a request for  
28 modification in *People v. Adams et al.*, H030529. *Winters*, in particular, was a very substantial case

Decl. of Counsel in Supp. of Appl. for Enl. of Time

*Mark E. Harmann v. Ken Clark, Warden*  
C 07-06008 TEH (PR)

1 which a colleague extended several times but did not brief before separating from state service  
 2 recently. In the next 30 days, I must complete respondent's briefs in *People v. Parker*, A117498,  
 3 *People v. Hembree*, A119415; the answer and memorandum in *Payne v. McGrath*, C 07-4712 JSW;  
 4 and the appellee's brief in *Joseph v. Kane*, 07-15224. I have not attempted to contact petitioner,  
 5 who is representing himself in this proceeding, because he is incarcerated in state prison and cannot  
 6 be conveniently reached.

7 I declare under penalty of perjury of the laws of the State of California and the United  
 8 States of America that the foregoing is true and correct. Executed at San Francisco, California on  
 9 May 23, 2008.

10  
 11 Respectfully submitted,

12 EDMUND G. BROWN JR.  
 Attorney General of the State of California

13 DANE R. GILLETTE  
 Chief Assistant Attorney General

14 GERALD A. ENGLER  
 Senior Assistant Attorney General

15 PEGGY S. RUFFRA  
 Supervising Deputy Attorney General

16  
 17  
 18 /s/ Catherine A. Rivlin

19 \_\_\_\_\_  
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